

10-51962

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA**

In Re:

Joseph Thomas Woods, Jr.
4443 Pinoak Drive
Winston Salem, NC 27104

Case No. _____

Chapter 13SS# xxx-xx-1185

SS# _____

Debtor(s)

NOTICE TO CREDITORS AND PROPOSED PLAN

The Debtor(s) filed for relief under Chapter 13 of the United States Bankruptcy Code on October 14, 2010 .

The filing automatically stays collection and other actions against the Debtor, Debtor's property and certain co-debtors. If you attempt to collect a debt or take other action in violation of the bankruptcy stay you may be penalized.

Official notice will be sent to creditors, which will provide the name and address of the Trustee, the date and time of the meeting of creditors, and the deadline for objecting to the plan. The official notice will include a proof of claim form.

A creditor must timely file a proof of claim with the Trustee in order to receive distributions under the plan. The Trustee will mail payments to the address provided on the proof of claim unless the creditor provides another address in writing for payments. If the proof of claim is subsequently assigned or transferred, the Trustee will continue to remit payment to the original creditor until a formal notice of assignment or transfer is filed with the Court.

CHAPTER 13 PLAN SUMMARY

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The Debtor proposes an initial plan, which is subject to modification, as follows:

I. Plan Payments

The plan proposes a payment of **\$1,295.00** per month for a period of **60** months. The Debtor shall commence payments to the Trustee within thirty (30) days from the date the petition was filed.

II. Administrative Costs**1. Attorney fees.**

☒ The attorney for the Debtor will be paid the base fee of \$3,000.00. The Attorney has received **\$750.00** from the Debtor pre-petition and the remainder of the base fee will be paid monthly by the Trustee as funds are available, after scheduled monthly payments to holders of domestic support obligations and allowed secured claims.

☐ The Attorney for the Debtor will file application for approval of a fee in lieu of the presumptive fee.

2. Trustee costs. The Trustee will receive from all disbursements such amount as approved by the Court for payment of fees and expenses**III. Priority Claims**

All pre-petition claims entitled to priority under 11 U.S.C. § 507 will be paid in full in deferred cash payments unless otherwise indicated.

1. Domestic Support Obligations ("DSO")

a. ☒ None

b. The name, address, and phone number, including area code, of the holder of any DSO as defined in § 101(14A) is as follows:

Name of DSO Claimant	Address, city, state & zip code	Telephone Number

c. All **post-petition** DSO amounts will be paid directly by the Debtor to the holder of the claim and not by the Trustee.

d. Arrearages owed to DSO claimants under 11 U.S.C. § 507(a)(1)(A) not presently paid through wage garnishment will be paid by the Trustee as follows:

Name of DSO Claimant	Estimated Arrearage Claim	Monthly Payment

2. Other priority claims to be paid by Trustee

Creditor	Estimated Priority Claim
Employment Security Commission	\$0.00
Forsyth County Tax Collector	\$0.00
Internal Revenue Service	\$1,000.00
North Carolina Dept. of Revenue	\$200.00

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IV. Secured Claims**1. Real Property Secured Claims**a. ☐ None

b. All payments on any claim secured by real property will be paid by the Trustee unless the account is current, in which case the Debtor may elect to continue making mortgage payments directly. Arrearage claims will be paid by the Trustee as separate secured claims over the term of the plan, without interest.

Creditor	Property Address	Residence or Non-residence R/NR	Current Y/N	Monthly Payment	Arrearage Amount	If Current Indicate Payment by Debtor (D) or Trustee (T)
CitiMortgage, Inc.	house and real property Location: 4443 Pinoak Drive, Winston Salem NC 27104	R	N	\$830.56	\$19,448.46	T

2. Personal Property Secured Claimsa. ☒ None

b. Claims secured by personal property will be paid by the Trustee as follows:

Creditor	Collateral	Secured Amount	Purchase Money Y/N	Under-secured Amount	Pre-confirmation adequate protection payment per § 1326(a)(1)	Post-confirmation Equal Monthly Amount (EMA)	Proposed Interest Rate

The Trustee will disburse pre-confirmation adequate protection payments to secured creditors holding allowed purchase money secured claims. Claims having a collateral value of less than \$2,000.00 will not receive adequate protection payments.

To the extent that the valuation provisions of 11 U.S.C. § 506 do not apply to any of the claims listed above, the creditor's failure to object to confirmation of the proposed plan shall constitute the creditor's acceptance of the treatment of its claim as proposed, pursuant to 11 U.S.C. § 1325(a)(5)(A).

3. Collateral to be Released

The Debtor proposes to release the following collateral:

Creditor	Collateral to be Released
-NONE-	

4. Liens to be Avoided

The Debtor pursuant to 11 U.S.C. § 522 proposes to avoid the following liens on property to the extent that such liens impair the Debtor's exemption:

Lien Creditor	Property
-NONE-	

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V. Co-Debtor Claims

The Debtor proposes to separately classify for payment in full the following claims for consumer debts on which an individual is liable with the Debtor:

Creditor	Co-Debtor	Interest Rate	Monthly Payment
-NONE-			

VI. General Unsecured Claims Not Separately Classified

General unsecured claims will be paid on a pro-rata basis, with payments to commence after priority unsecured claims are paid in full. The estimated dividend to general unsecured claims is 0 %.

VII. Executory Contracts/Leases

- a. ☒ None
- b. The following executory contracts and/or leases will be rejected:

Creditor	Nature of lease or contract

- c. The following executory contracts and/or leases will be assumed. The Debtor will pay directly all lease payments which come due from the petition filing date until confirmation of the plan. Upon confirmation, payments will be paid as follows:

Creditor	Nature of Lease or Contract	Monthly payment	Monthly payment paid by Debtor (D) or Trustee (T)	Arrearage Amount	Arrearage paid by Debtor (D) or Trustee (T)	Arrearage monthly payment
-NONE-						

VIII. Special Provisions

- a. ☒ None
- b. Other classes of unsecured claims and treatment
- c. Other Special Terms

Date: October 14, 2010

/s/ John A. Meadows

John A. Meadows 13237

Attorney for the Debtor

Address: **2596 Reynolda Road**

Suite C

Winston-Salem, NC 27106

Telephone: **336-723-3530**

State Bar No. **13237**

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA**

10-51962

In Re:)	
Joseph Thomas Woods, Jr.)	NOTICE TO CREDITORS
)	AND
SS# <u>xxx-xx-1185</u>)	PROPOSED PLAN
SS# _____)	
Debtor(s))	Case No. _____

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the Notice to Creditors and Proposed Plan was served by first class mail, postage prepaid, to the following parties at their respective addresses:

Reid Wilcox
Clerk of Court
U.S. Bankruptcy Court
Middle District of North Carolina
P.O. Box 26100
Greensboro, NC 27402

Kathryn L. Bringle
Chapter 13 Trustee
Winston-Salem Division
Post Office Box 2115
Winston-Salem, NC 27102-2115

Chex Systems, Inc.
Attn: Customer Relations
7805 Hudson Road, Suite 100
Woodbury, MN 55125

CitiMortgage, Inc.
Inquiries
P.O. Box 9438
Gaithersburg, MD 20898-9438

Citimortgage, Inc.
Correspondence
P.O. Box 9442
Gaithersburg, MD 20898-9442

Credit Bureau
P.O. Box 26140
Greensboro, NC 27402

Credit One Bank
Inquires/Correspondence
P.O. Box 98873
Las Vegas, NV 89193

Employment Security Commission
Attn: Bankruptcy
P.O. Box 26504
Raleigh, NC 27611

Equifax Checks Services, Inc.
P.O. Box 30272
Tampa, FL 33630-3272

Equifax Credit Information Services, Inc
P.O. Box 740241
Atlanta, GA 30374

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Experian
P.O. Box 2002
Allen, TX 75012

Forsyth County Tax Collector
P.O. Box 82
Winston Salem, NC 27102

Granite Asset Management
P.O. Box 10555
Greenville, SC 29603

HSBC Bank
P.O. Box 5253
Carol Stream, IL 60197

Internal Revenue Service
Attn: Bankruptcy
P.O. Box 21126
Philadelphia, PA 19114

Interstate Credit Collections
P.O. Box 3136
Winston Salem, NC 27102-3136

North Carolina Dept. of Revenue
Attn: Bankruptcy
P.O. Box 1168
Raleigh, NC 27602-1168

Pinnacle Corporation Services
P.O. Box 35591
Greensboro, NC 27410-2465

RMB of North Carolina, Inc.
409 Bearden Park Circle
Knoxville, TN 37919

ROGERS TOWNSEND & THOMAS, PC
2550 West Tyvola Road, Suite 520
Charlotte, NC 28217

Transunion
P.O. Box 2000
Chester, PA 19022

Truliant Federal Credit Union
Attn: Bankruptcy
P.O. Box 26000
Winston Salem, NC 27114-6000

Verizon Bankruptcy Administration
404 Brock Drive
Bloomington, IL 61701

Verizon Wireless
P.O. Box 1850
Folsom, CA 95630

Date: October 14, 2010

/s/ John A. Meadows
John A. Meadows 13237